

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION**

PRO SLAB, INC. and BREMER CONSTRUCTION)	
MANAGEMENT, INC., on behalf of themselves and all)	
other similarly situated,)	
)	
Plaintiffs,)	
)	
v.)	
)	Case No. 2:17-cv-03185-DCN
ARGOS USA CORP.,)	
ARGOS NORTH AMERICA CORP.,)	
ARGOS USA LLC,)	
ARGOS READY MIX LLC,)	
ARGOS READY MIX (CAROLINAS) CORP.,)	
LAFARGE NORTH AMERICA INC.,)	
LAFARGE BUILDING MATERIALS INC.,)	
COASTAL CONCRETE COMPANY, INC.,)	
COASTAL CONCRETE SOUTHEAST II, LLC,)	
THOMAS CONCRETE, INC.,)	
THOMAS CONCRETE OF SOUTH CAROLINA, INC.,)	
EVANS CONCRETE HOLDINGS, INC.,)	
EVANS CONCRETE, LLC,)	
ELITE CONCRETE HOLDINGS, INC.,)	
ELITE CONCRETE, LLC,)	
ELITE CONCRETE OF RICHMOND HILL, LLC, and)	
ELITE CONCRETE OF SC, LLC,)	
)	
Defendants.)	
)	

DEFENDANTS’ JOINT MOTION TO DISMISS PURSUANT TO RULE 12(b)(6)

Defendants Argos USA Corp., Argos North America Corp., Argos USA LLC, Argos Ready Mix LLC, Argos Ready Mix (Carolinas) Corp., Coastal Concrete Southeast II LLC, Thomas Concrete, Inc., Thomas Concrete of Georgia, Inc., Thomas Concrete of South Carolina, Inc., Evans Concrete Holdings, Inc., Evans Concrete, LLC, Elite Concrete Holdings, Inc., Elite Concrete, LLC, and Elite Concrete of SC, LLC (collectively, “the Movant-Defendants”) hereby jointly request that the Court enter an Order dismissing Plaintiffs’ First Amended Complaint (D.E. 48) in

its entirety or, at the least, narrowing it considerably. The Movant-Defendants submit that Plaintiffs' First Amended Complaint fails to state a claim upon which relief may be granted as required by Federal Rule of Civil Procedure 8(a), and is therefore subject to dismissal under Federal Rule of Civil Procedure 12(b)(6). A brief setting forth in detail those reasons why Plaintiffs' First Amended Complaint fails to meet the requirements of Rule 8(a) has been filed concurrently with this motion.

February 15, 2018

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Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of February, 2018, the foregoing **DEFENDANT'S JOINT MOTION TO DISMISS PURSUANT TO RULE 12(b)(6)** was filed electronically with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing to all counsel of record in this matter.

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